

PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102-3298



Juan Duque y Maria Duque,  
Demandantes,  
vs.  
Charles E. Hynes and Alpine Springs Mobile Park,  
Demandados.

**ECP**  
Case No. 06-08-033  
Certified Mail  
7004 0550 0000 1509 6185

### INSTRUCCIONES PARA RESPONDER Y NOTICIA DE AUDIENCIA

Charles E. Hynes  
Alpine Springs Mobile Park  
36223 Sierra Hwy  
Palmdale, CA 93550

Juan Duque  
Maria Duque  
36223 N. Sierra Hwy, SP#11  
Palmdale, CA 93550

Al Demandado y el Demandante:

El Demandado(s) es notificado de que la queja arriba señalada fue remitida contra usted como Demandado (s) en agosto 23, 2006. Se le indica a contestar la queja por escrito en 20 días a partir de la fecha de hoy, de acuerdo a la resolución ALJ 163. La respuesta debe ser y estar de acuerdo a la regla 4.4. de las “reglas de Práctica y Procedimiento.” Su respuesta debe ser enviada a *California Public Utilities Commission, Attn.: Docket Office, 505 Van Ness Avenue, San Francisco, CA 94102*.

### NOTICIA DE AUDIENCIA

Demandado y Demandante deben aparecer en la audiencia arreglada por el Juez Administrativo Legal (*Administrative Law Judge*) Victor D. Ryerson, el 14 de noviembre del 2006, a las 10:00 a.m., en *Palmdale City Hall Council Chambers, 38300 Sierra Hwy, Suite B, Palmdale, CA 93550*. En esta ocasión deben estar preparados para presentar su caso. Si no asiste el demandante a la fecha aquí anotada por el juez o si no contacta al juez para que le cambie la fecha de audiencia puede ser motivo para que el juez recomiende la eliminación de su queja.

Si tiene preguntas sobre la fecha, hora o lugar de la audiencia llame a empleado del calendario de citas al (415) 703-1203. Para preguntas sobre las reglas adjuntas llame Emilio Victorio al 1-866-494-6186.

Fechado en San Francisco, California este día 22 de septiembre, 2006.

/ s / ANGELA K. MINKIN

By Maria Vengerova

Angela K. Minkin  
Jefa de Jueces Administrativos  
legales

AM/mak

Anexo: Complaint, Rules 4.4 and 4.5, and Resolution ALJ-163  
cc via email only, w/o copy of encls.: ALJ Ryerson and Calendar Clerk

#### **4.4. (Rule 4.4) Answers**

The answer must admit or deny each material allegation in the complaint and shall set forth any new matter constituting a defense. Its purpose is to fully advise the complainant and the Commission of the nature of the defense. At least one of the defendants filing an answer must verify it, but if more than one answer is filed in response to a complaint against multiple defendants, each answer must be separately verified. (See Rule 1.11.)

The answer should also set forth any defects in the complaint which require amendment or clarification. Failure to indicate jurisdictional defects does not waive these defects and shall not prevent a motion to dismiss made thereafter.

The answer must state any comments or objections regarding the complainant's statement on the need for hearing, issues to be considered, and proposed schedule. The proposed schedule shall be consistent with the categorization of the proceeding, including a deadline for resolving the proceeding within 12 months or less (adjudicatory proceeding) or 18 months or less (ratesetting or quasi-legislative proceeding). (See Article 7.)

Answers must include the full name, address, and telephone number of defendant and the defendant's attorney, if any, and indicate service on all complainants.

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#### **4.5. (Rule 4.5) Expedited Complaint Procedure**

(a) This procedure is applicable to complaints against any electric, gas, water, heat, or telephone company where the amount of money claimed does not exceed the jurisdictional limit of the small claims court referenced in Pub. Util. Code § 1702.1.

(b) No attorney at law shall represent any party other than himself or herself under the Expedited Complaint Procedure.

(c) No pleading other than a complaint and answer is necessary.

(d) A hearing without a reporter shall be held within 30 days after the answer is filed.

(e) Separately stated findings of fact and conclusions of law will not be made, but the decision may set forth a brief summary of the facts.

(f) Complaints calendared under the Expedited Complaint Procedure are exempt from the categorizing and scoping requirements of Article 7 and the requirements of Article 8 regarding communications with decisionmakers and Commissioners' advisors.

(g) The Commission or the presiding officer, when the public interest so requires, may at any time prior to the filing of a decision terminate the Expedited Complaint Procedure and reschedule the matter for hearing under the Commission's regular procedure.

(h) The parties shall have the right to file applications for rehearing pursuant to Section 1731 of the Public Utilities Code. If the Commission grants an application for rehearing, the rehearing shall be conducted under the Commission's regular hearing procedure.

(i) Decisions rendered pursuant to the Expedited Complaint Procedure shall not be considered as precedent or binding on the Commission or the courts of this state.